

RESPONSE UNDER 37 CFR 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP: _____

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Case No. 59494US002

SEP 14 2007

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

OFFICE OF PETITIONS

First Named Inventor: COGGIO, WILLIAM D.

Application No.: 10/748739

Confirmation No.: 7526

Filed: December 30, 2003

Title: STAIN RESISTANT GROUT

RESPONSE UNDER 37 CFR § 1.116

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR § 1.8(n)]

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September 14, 2007 *Joyce M. Courtney*
Date Signed by: Joyce M. Courtney

Dear Sir:

INTRODUCTION

This is in response to the outstanding Office Action, dated March 14, 2007, in the above-identified application wherein claims 1-5 were rejected under 35 U.S.C. § 103 over U.S. Patent No. 5,569,696 (Abramson et al.) in view of PCT Application No. 2003/082,997 (Fan PCT) which corresponds to U.S. Patent No. 6,646,088 (Fan et al.); claims 1-5 were rejected for obviousness-type double patenting over claims 1-34 of U.S. Patent No. 6,646,088 (Fan et al.); and claims 1-5 were provisionally rejected for obviousness-type double patenting over claims 24-27 of copending U.S. Application No. 10/957,355. The action was made final.

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FEES

- ☐ Any required fee will be made at the time of submission via EFS-Web. In the event fees are not or cannot be paid at the time of EFS-Web submission, please charge any fees under 37 CFR §1.17 which may be required to Deposit Account No. 13-3723.
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